



IPD

PATENT
Customer No. 22,852
Attorney Docket No. 09108.0003-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Kazutaka AKIYAMA) Group Art Unit: 2814
Serial No.: 10/657,119) Examiner: Cao, Phat X.
Filed: September 9, 2003) Confirmation No.: 9224
For: SEMICONDUCTOR DEVICE AND)
METHOD OF FABRICATING THE SAME)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In the Office Action mailed October 12, 2004, with a period for response extending through November 12, 2004, the Examiner required restriction under 35 U.S.C. § 121 between the following groups of claims:

Group I - Claims 1-14, characterized by the Examiner as drawn to a semiconductor device; and

Group II - Claims 15-20, characterized by the Examiner as drawn to a process of making a semiconductor device.

Applicant provisionally elects to prosecute the group characterized by the Examiner as Group I, claims 1-14, without traverse.

Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: November 9, 2004

By: Rajeev Gupta
Rajeev Gupta
Reg. No. 55,873